

1 LYNNE C. HERMLE (CA BAR NO. 99779)
1 lchermle@orrick.com
2 MICHAEL A. APARICIO (CA BAR NO. 206300)
2 maparicio@orrick.com
3 ALLISON S. RIECHERT (CA BAR NO. 267533)
3 ariegchert@orrick.com
4 ORRICK, HERRINGTON & SUTCLIFFE LLP
4 1000 Marsh Road
5 Menlo Park, California 94025
5 Telephone: 650-614-7400
6 Facsimile: 650-614-7401

7 Attorneys for Defendant
7 VMware, Inc.

8 RICHARD J. (REX) BURCH (TX BAR NO. 24001807)
9 [Admitted *Pro Hac Vice*]
9 rburch@brucknerburch.com
10 BRUCKNER BURCH PLLC
10 8 Greenway Plaza, Suite 1500
11 Houston, Texas 77046
11 Telephone: 713-877-8788
12 Facsimile: 713-877-8065

13 Attorneys for Plaintiff
13 Elizabeth Moore Laughlin

14 [Additional Counsel Listed on Next Page]

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA

19 ELIZABETH MOORE LAUGHLIN,
20 individually and on behalf of all others
similarly situated,

21 Plaintiff,

22 v.

23 VMware, Inc.,

24 Defendant.

Case No. 5:11CV- 00530-EJD

**STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE HEARING
ON PLAINTIFF'S MOTION AND
PETITION TO REOPEN AND
CONFIRM ARBITRATION AWARD
AND DEFENDANT'S MOTION TO
VACATE AWARD**

25 Date: October 26, 2012
25 Time: 9:00 a.m.
26 Judge: Hon. Edward J. Davila
26 Ctrm.: 4 – Fifth Floor

27 Date Action Filed: February 3, 2011

28 STIPULATION & ORDER TO CONTINUE HEARING DATE
RE MOTIONS TO CONFIRM / VACATE ARBITRATION
AWARD

CASE NO. 5:11-cv-00530-EJD

1 Additional Counsel:

2 ANGELA L. PADILLA (CA BAR NO. 154863)
apadilla@vmware.com
3 MARY FERRER HANSBURY (SBN 191121)
mhansbury@vmware.com
4 VMware, Inc.
3401 Hillview Ave.
5 Palo Alto, CA 94304
Telephone: 650-427-5500

6 Attorneys for Defendant
7 VMware, Inc.

8
9 BRYAN SCHWARTZ (CA BAR NO. 209903)
Bryan@BryanSchwartzLaw.com
10 HILLARY JO BAKER (CA BAR NO. 265019)
Hillary@BryanSchwartzLaw.com
11 BRYAN SCHWARTZ LAW
180 Grand Avenue, Suite 1550
12 Oakland, CA 94612
Telephone: (510) 444-9300
13 Facsimile: (510) 444-5301

14 MICHAEL JOSEPHSON (TEXAS BAR NO. 24014780)
[Admitted *Pro Hac Vice*]
15 mjosephson@fhl-law.com
FIBICH, HAMPTON & LEEBRON et al.
16 1150 Bissonnet
Houston, TX 7705
17 Telephone: (713) 751-0025
Facsimile: (713) 75100030

18 Attorneys for Plaintiff
19 Elizabeth Moore Laughlin

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STIPULATION & ORDER TO CONTINUE HEARING
DATE RE MOTIONS TO CONFIRM / VACATE
ARBITRATION AWARD
CASE NO. 5:11-cv-00530-EJD

STIPULATION

WHEREAS, Plaintiff Elizabeth Laughlin has filed a Motion and Petition to Reopen and Confirm Arbitration Award (“Motion to Confirm”) which is currently pending before the Court and scheduled for hearing on October 26, 2012;

WHEREAS, Defendant VMware, Inc. has or is filing its Opposition to the Motion to Confirm on September 21, 2012;

WHEREAS, VMware's counsel is not available for the hearing on October 26, 2012;

9 WHEREAS, The Parties therefore have agreed to continue the Motion to Confirm
10 by one week to November 2, 2012, having confirmed with the Court's Courtroom Deputy that
11 date is available on the Court's calendar;

12 WHEREAS, VMware intends to file or already has filed a Cross-Motion to vacate
13 the arbitration award along with its Opposition to the Motion to Confirm on September 21, 2012,
14 to be heard on the same date and time as the Motion to Confirm.

15 WHEREAS, the Court's Courtroom Deputy requested that both motions be heard
16 together on the same date and time.

Accordingly, IT IS HEREBY STIPULATED:

18 1. Plaintiff Elizabeth Laughlin's Motion to Confirm that is presently scheduled for
19 October 26, 2012, should be RESCHEDULED to November 2, 2012, at 9:00 a.m.

20 2. Defendant VMware, Inc.'s Motion to Vacate shall be SCHEDULED for the same
21 date and time as the Motion to Confirm.

1 Dated: September 21, 2012

LYNNE C. HERMLE
MICHAEL A. APARICIO
ALLISON S. RIECHERT
Orrick, Herrington & Sutcliffe LLP

7 Dated: September 21, 2012

RICHARD BURCH
Bruckner Burch PLLC

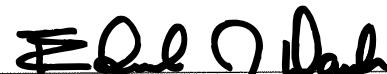
15 Dated: September 25, 2012

10 By: /s/ Michael A. Aparicio
MICHAEL A. APARICIO
11 Attorneys for Defendant
VMware, Inc.

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ORDER

14 Pursuant to Stipulation, IT IS SO ORDERED.

17 
18 Edward J. Davila

19 UNITED STATES DISTRICT JUDGE

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STIPULATION & ORDER TO CONTINUE HEARING

DATE RE MOTIONS TO CONFIRM / VACATE

ARBITRATION AWARD

CASE NO. 5:11-cv-00530-EJD